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TO:	Examiner: Steadman	FROM:	SHELLY GUEST CERMAK
FAX:	703.872.9306	REF. NO:	US-1310
VOICE:		PAGES	4 (incl. this sheet)
App. No.:	09/926,299	DATE:	December 20, 2004

The undersigned hereby certifies that the following document(s) is (are) being transmitted by telefacsimile to the United States Patent and Trademark Office at the above "FAX" number, on the above DATE:

- 1) This facsimile cover sheet (1 page)
- 2) Request for Continued Examination (2 pages)
- 3) Extension of Time (1 page)

  
\_\_\_\_\_  
Shelly Guest Cermak  
Registration Number 39,571

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**Shelly Guest Cermak**  
Registered U.S. Patent Attorney  
cermak@ajiusa.com

Ajinomoto Corporate  
Services LLC  
1120 Connecticut Ave.  
Ste. 1010  
Washington D.C. 20036  
+1 202 457 0284 (v)  
+1 202 457 0107 (f)

DEC 20 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gunji et al.

Application No.: 09/926,299

Filing Date: October 9, 2001

For: L-AMINO ACID-PRODUCING  
BACTERIUM AND METHOD FOR  
PRODUCING L-AMINO ACID

Art Unit: 1652

Examiner: Steadman

Attorney Ref. No.: US-US-1310

Via Facsimile to: 703.872.9306

## REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 CFR §1.114

## Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application. The following are submitted:

1. Submission required under 37 C.F.R. 1.114:
  - a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
    - ii. ☒ Other: Amendment filed November 23, 2004
  - b. ☐ Enclosed
    - i. ☐ Amendment/Reply
    - ii. ☐ Affidavit(s)/Declaration(s)
    - iii. ☐ Information Disclosure Statement
    - iv. ☐ Other
2. Miscellaneous
  - a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of \_\_\_\_\_ months. (Periods of suspension shall not exceed 3 months. Fee under 37 C.F.R. 1.17(i) required).
  - b. ☐ Other
3. Fees – The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.
  - a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_
    - i. ☒ The RCE fee required under 37 C.F.R. §1.17(e)
    - ii. ☒ Extension of time fee (37 C.F.R. 1.136 and 1.17)
    - iii. ☐ Other

Mail Stop RCE

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20 December 2004

- b. ☐ Check in the amount of \$ enclosed  
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

Respectfully submitted,

By: 

Shelly Guest Cermak  
Registration No. 39,571

**U.S. P.T.O. Customer No. 38108**

Ajinomoto Corporate Services LLC  
1120 Connecticut Ave.  
Ste. 1010  
Washington D.C. 20036  
202.457.0284

Date: December 20, 2004